

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO ex rel.,
STATE ENGINEER, et al.,

Plaintiffs,

vs.

JOHN ABBOTT, et al.,

Defendants.

CIVIL NO. 68-7488 MV/LFG
Rio Santa Cruz Adjudication

and

CIVIL NO. 70-8650 MV/LFG
Rio de Truchas Adjudication

CONSOLIDATED

ORDER TO SHOW CAUSE

THIS MATTER comes before the Court *sua sponte*.

Jaime L. Dawes filed a motion for Stelzner, Winter, Warburton, Flores, Sanchez & Dawes, P.A. to withdraw as counsel of record for the Acequia del Llano de Abeyta (“Abeyta”) in this case. [Doc. 2945]. The motion states: (1) they believe they can no longer represent Abeyta in this matter; and (2) Abeyta has been notified of the withdrawal, but has not consented to the withdrawal. Review of the docket shows that no other attorney has entered an appearance on behalf of Abeyta.

Abeyta can only appear in this case with an attorney. The District of New Mexico’s Local Rules of Civil Procedure require that a “corporation, partnership or business entity other than a natural person must be represented by an attorney authorized to practice before this Court.” See D.N.M.LR-Civ. 83.7. If the Court grants Mr. Dawes’ motion to withdraw, and if Abeyta is not represented by a substitute attorney, any filings made by Abeyta may be stricken and default judgment or other sanctions imposed. See D.N.M.LR-Civ. 83.8(c).

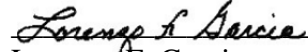
Abeyta shall, within 30 days of entry of this Order, have a federally licensed attorney enter his or her appearance, or show cause why the Court should not dismiss Abeyta’s claims without

prejudice for failure to comply with the District of New Mexico's Local Rule of Civil Procedure that a corporation, partnership or business entity other than a natural person can appear only with an attorney.

The Clerk of the Court shall mail a copy of this Order to:

Acequia del Llano de Abeyta
c/o Perry Trujillo
61 Country Road 8
Española, NM 87532.

IT IS SO ORDERED.


Lorenzo F. Garcia
United States Magistrate Judge